

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

PLAINTIFF UNITED STATES OF AMERICA	RECEIVED U.S. MARSHALS 08 FEB 26 AM 9:00 N. DIST. OF ILL.	COURT CASE NUMBER 08 C 725
DEFENDANT ONE CITYWIDE TITLE CORPORATION CHECK IN THE AMOUNT OF \$15,000.25 MADE PAYABLE TO SMITH ORTIZ FINANCIAL INC.		TYPE OF PROCESS NOTICE OF FORFEITURE/ VERIFIED COMPLAINT FOR FORFEITURE

SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN UNITED STATES MARSHAL SERVICE
	ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code) 219 SOUTH DEARBORN, ROOM 2444, CHICAGO, ILLINOIS 60604

SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:	Number of process to be served with this Form - 285
PATRICK J. FITZGERALD, UNITED STATES ATTORNEY UNITED STATES ATTORNEY'S OFFICE 219 SOUTH DEARBORN, ROOM 500 CHICAGO, ILLINOIS 60604 ATTENTION: DANIEL E. MAY, AUSA	Number of parties to be served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service)

PLEASE PUBLISH IN A NEWSPAPER OF GENERAL CIRCULATION ONCE.

Prepared by: B. Robertson

Signature of Attorney or other Originator requesting service on behalf of: <i>Michael W. Dobbins</i> for DANIEL E. MAY, AUSA	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (312) 353-5300	DATE 2/5/08
---	---	------------------------------------	----------------

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. _____	District of Origin No. _____	District to Serve No. _____	Signature of Authorized USMS Deputy or Clerk <i>Michael W. Dobbins</i>	Date
---	----------------------------	---------------------------------	--------------------------------	---	------

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).

Name and title of individual served (If not shown above).

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode

Address (complete only if different than shown above)

Date of Service
2/11/08
Time
11:00 amSignature of U.S. Marshal or Deputy
Michael W. Dobbins

Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount Owed to US Marshal or	Amount or Refund
-------------	--	----------------	---------------	------------------	------------------------------	------------------

FILED

REMARKS:

FEB 26 2008

FEB 26 2008 YM

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

Published Chicago Tribune 2/11/08

PRIOR EDITIONS MAY
BE USED

SEND ORIGINAL + 2 COPIES to USMS.

FORM USM 285 (Rev. 12/15/80)

ARREST WARRANT IN REM

UNITED STATES DISTRICT COURT

FOR THE

U.S. v. One Citywide Title Check,
08 C 725
Judge St. EveNORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION*To the United States Marshals Service:*

Whereas, on the 1st of February, A.D. 2008, a Verified Complaint for Forfeiture was filed in the United States District Court for said Northern District of Illinois, by PATRICK J. FITZGERALD, United States Attorney for said District, on behalf of the United States, against

One Citywide Title Corporation check in the amount of \$15,757.25
made payable to Smith Ortiz Financial, Inc.

and praying that all persons interested in said property may be cited in general and special, to answer the premises; and due proceedings being had, that the said property may, for the causes in said complaint mentioned, be condemned as forfeited to use of the United States.

YOU ARE THEREFORE HEREBY COMMANDED to attach the said property and to detain the same in your custody until further order of said Court respecting the same; and to give notice by publication in the CHICAGO TRIBUNE to all persons claiming the same, or knowing or having anything to say why the same should not be condemned as forfeited to the use of the United States, pursuant to the prayer of said complaint, that they be and appear before the said Court, at the city of Chicago within thirty (30) days after giving of notice, if the same shall be a day of jurisdiction thereafter, then and there to interpose a claim or right against the property for the same and to make their allegations in that behalf and that they file and serve their answers within twenty (20) days after the filing of said claim. And what you have done in the premises, do you then and there make return thereof, together with this writ.

WITNESS THE HONORABLE

UNITED STATES DISTRICT JUDGE AT

FEB - 4 2008

DATE

CLERK MICHAEL W. DOBBINS

(BY) DEPUTY CLERK

Returnable

days after issue.

UNITED STATES MARSHALS SERVICE

DISTRICT

Northern Illinois

U.S. MARSHAL

Kim R. Widup

DATE THE WITHIN WRIT WAS RECEIVED AND
EXECUTED

2/11/08

(BY) DEPUTY MARSHAL

Melody R. Waldron

ARREST WARRANT IN REM

UNITED STATES DISTRICT COURT

FOR THE

U.S. v. One Citywide Title Check,
08 C 725
Judge St. EveNORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION*To the United States Marshals Service:*

Whereas, on the 1st of February, A.D. 2008, a Verified Complaint for Forfeiture was filed in the United States District Court for said Northern District of Illinois, by PATRICK J. FITZGERALD, United States Attorney for said District, on behalf of the United States, against

One Citywide Title Corporation check in the amount of \$15,757.25
made payable to Smith Ortiz Financial, Inc.

and praying that all persons interested in said property may be cited in general and special, to answer the premises; and due proceedings being had, that the said property may, for the causes in said complaint mentioned, be condemned as forfeited to use of the United States.

YOU ARE THEREFORE HEREBY COMMANDED to attach the said property and to detain the same in your custody until further order of said Court respecting the same; and to give notice by publication in the CHICAGO TRIBUNE to all persons claiming the same, or knowing or having anything to say why the same should not be condemned as forfeited to the use of the United States, pursuant to the prayer of said complaint, that they be and appear before the said Court, at the city of Chicago within thirty (30) days after giving of notice, if the same shall be a day of jurisdiction thereafter, then and there to interpose a claim or right against the property for the same and to make their allegations in that behalf and that they file and serve their answers within twenty (20) days after the filing of said claim. And what you have done in the premises, do you then and there make return thereof, together with this writ.

WITNESS THE HONORABLE

UNITED STATES DISTRICT JUDGE AT

FEB - 4 2008

DATE

CLERK MICHAEL W. DOBBINS

(BY) DEPUTY CLERK

Jacqueline Hollimon

Returnable _____ days after issue.

UNITED STATES MARSHALS SERVICE

DISTRICT

DATE THE WITHIN WRIT WAS RECEIVED AND
EXECUTED*Northern Illinois*

U.S. MARSHAL

(BY) DEPUTY MARSHAL

*Kim E. Wadup**2/11/08*
Melody A. Waldron

Chicago Tribune

CERTIFICATE OF PUBLICATION

Chicago Tribune Company hereby certifies that it is the publisher of the Chicago Tribune; that the Chicago Tribune is an English language newspaper of general circulation, published daily in the City of Chicago, County of Cook and State of Illinois; that the Chicago Tribune has been so published continuously for more than one year prior to the date of first publication mentioned below and is further a newspaper as defined in Ill. Rev. Stat. Ch. 100, SS 5 & 10; that the undersigned is the duly authorized agent of the Chicago Tribune Company to execute this certificate on its behalf; and that a notice of which the annexed is a true copy was printed and published in said newspaper (1) times(s) and on the following dates:

Starting 02/11/08 and Ending 02/11/08

the first publication being on the earliest of said dates and the last publication being on the latest of said dates.

Executed at Chicago, Illinois this 11TH day of February, 2008.

CHICAGO TRIBUNE COMPANY

By [Signature]

NOTICE OF
FORFEITURE ACTION

On February 1, 2008, the United States Attorney for the Northern District of Illinois filed a Verified Complaint for Forfeiture against one Citywide Title Corporation check in the amount of \$15,757.25 made payable to Smith Ortiz Financial Inc, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and an Arrest Warrant in Rem was issued by the Clerk of the Court.

Pursuant to Rule G(4)(b) of the Supplemental Rules for Admiralty and Maritime Claims for Forfeiture Actions, direct notice of this action was sent to Ted Smith and Milan Mijailovic on February 5, 2008.

Any person who asserts an interest in the defendant property may contest the forfeiture by filing a claim in the United States District Court, Northern District of Illinois, at 219 South Dearborn Street, 20th Floor, Chicago, Illinois 60604 under case U.S. v. One Citywide Title Corporation check in the amount of \$15,757.25 made payable to Smith Ortiz Financial Inc, 08 C 725, (ND of Ill.) by March 6, 2008 in accordance with Rule G(5) of the Supplemental Rules for Admiralty and Maritime Claims for Forfeiture. Additionally, a claimant must serve and file an answer to the complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure within 20 days after filing the claim.

Claims and Answers are to be filed with the Clerk, United States District Court for the Northern District of Illinois, at 219 South Dearborn Street, 20th Floor, Chicago, Illinois 60604 with a copy thereof sent to Assistant United States Attorney Daniel E. May at 219 South Dearborn Street, Room 500, Chicago, Illinois 60604.

Please check www.forfeiture.gov for a listing of all judicial notices as newspaper publication of judicial forfeiture notices will be discontinued in the near future.

DATED: February 5, 2008